

1 SB318  
2 106185-1  
3 By Senators Sanders, Barron, Butler, Bedford, Coleman,  
4 Mitchell, Penn, Benefield, Means, Ross, Little (Z),  
5 Smitherman, Little (T), and Mitchem  
6 RFD: Finance and Taxation Education  
7 First Read: 05-FEB-09

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8 SYNOPSIS: This bill makes appropriations for the  
9 support, maintenance and development of public  
10 education in Alabama, for debt service, and for  
11 capital outlay for the fiscal year ending September  
12 30, 2010.

13  
14 A BILL  
15 TO BE ENTITLED  
16 AN ACT

17  
18 To make appropriations for the support, maintenance  
19 and development of public education in Alabama, for debt  
20 service, and for capital outlay for the fiscal year ending  
21 September 30, 2010.

22 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

23 Section 1. There is hereby appropriated for the  
24 support of public education in Alabama for the fiscal year  
25 ending September 30, 2010, for debt service, and for capital  
26 outlay to be paid out of funds specified in subsection (a) of  
27 Section 2 of this act, the amounts specified in subsections

1 (a), (b), (c), and (d) of Section 3 of this act. For the  
2 purpose specified in subsection (b) of Section 2 of this act,  
3 amounts are shown by programmatic area and the total for all  
4 programs is shown so as to include estimated sources of funds  
5 other than those listed in subsection (a) of Section 2 of this  
6 act. For the purpose of this act, "ETF" shall mean the  
7 Education Trust Fund and "Federal and Local Funds" shall mean  
8 all gifts, grants, contributions, or entitlements, including  
9 grants by the Congress of the United States, municipalities or  
10 counties.

11 Section 2. (a) The appropriations provided for in  
12 this act shall be paid from funds in the State Treasury to the  
13 credit of the Education Trust Fund, Alabama Peace Officers'  
14 Standards and Training Fund, Impaired Drivers Trust Fund,  
15 Driver Education and Training Fund, Special Education  
16 Catastrophic Fund, Alabama Veterans Assistance Fund, and  
17 Public School Fund and are hereby made for the support of  
18 public education in Alabama for the fiscal year ending  
19 September 30, 2010, and the appropriations herein made shall  
20 be subject to the provisions, terms, conditions and  
21 limitations of the Budget and Financial Control Act (Code of  
22 Alabama 1975, Sections 41-4-80 et seq.), the provisions of the  
23 Budget Management Act of 1976 (Code of Alabama 1975, Sections  
24 41-19-1 et seq.), and shall be in the amounts hereinafter  
25 specified.

26 (b) Amounts shown hereinunder the columns "Earmarked  
27 Funds" and "Appropriation Total" are as set forth for the

purpose of establishing amounts estimated to be available by programmatic area from sources other than those listed in subsection (a) of this Section 2, in order, upon consideration of such other funds so estimated to be available, to promote the accountability for an efficient use of funds available, and the same are hereby appropriated by the Legislature. Provided, however, that regardless of the ending date of any pay period which has been or may be established by the Legislature for the payment of salaries of state employees, the entire payment due shall be made from the fiscal year's appropriation in which the pay date falls.

### Section 3.

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
<b>3A. Legislative Branch:</b>			
<b>1. Examiners of Public Ac-</b>			
<b>counts:</b>			
(a) Audit Services Program ..	6,637,287		6,637,287
SOURCE OF FUNDS:			
(1) ETF .....	6,637,287		
Total Examiners of Public Ac-			
counts .....	6,637,287		6,637,287

The above appropriation shall be used for educational audits. The Department of Examiners of Public Accounts is hereby authorized to examine as deemed necessary all appropriations herein made for compliance with the laws of the State of Alabama. Any examination performed shall be in accordance with the provisions of Title 41, Chapter 5, Code

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	of Alabama 1975.			
2	<b>2. Law Institute, Alabama:</b>			
3	(a) Support of Other Educa-			
4	tional Activities Program .	243,143		243,143
5	SOURCE OF FUNDS:			
6	(1) ETF .....	243,143		
7	Total Law Institute, Alabama	243,143		243,143
8	<b>3. Legislative Fiscal Office:</b>			
9	(a) Legislative Operations and			
10	Support Program .....	274,492		274,492
11	SOURCE OF FUNDS:			
12	(1) ETF .....	274,492		
13	Total Legislative Fiscal Of-			
14	fice .....	274,492		274,492
15	<b>4. Legislative Reference Ser-</b>			
16	<b>vice:</b>			
17	(a) Legislative Operations and			
18	Support Program .....	95,183		95,183
19	SOURCE OF FUNDS:			
20	(1) ETF .....	95,183		
21	Total Legislative Reference			
22	Service .....	95,183		95,183
23	This appropriation to the Leg-			
24	islative Reference Service			
25	shall be expended for the re-			
26	vision of Title 16 of the Code			
27	of Alabama 1975.			
28	<b>3B. Executive Branch:</b>			
29	<b>1. American Legion and Auxil-</b>			
30	<b>iary Scholarships:</b>			
31	(a) Financial Assistance Pro-			
32	gram, Estimated .....	112,500		112,500
33	SOURCE OF FUNDS:			

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(1) ETF .....	112,500		
2	Total American Legion and Aux-			
3	iliary Scholarships .....	112,500		112,500
4	To be expended under the pro-			
5	visions of Code of Alabama			
6	1975, Sections 16-31-1 through			
7	16-31-4.			
8	<b>2. Archives and History, De-</b>			
9	<b>partment of:</b>			
10	(a) Historical Resources Man-			
11	agement Program .....	3,456,428		3,456,428
12	SOURCE OF FUNDS:			
13	(1) ETF .....	3,456,428		
14	Total Archives and History,			
15	Department of .....	3,456,428		3,456,428
16	The above appropriation shall			
17	be expended to support the			
18	educational functions of Ar-			
19	chives and History.			
20	<b>3. Arts, State Council on the:</b>			
21	(a) Fine Arts Program .....	4,854,072	792,300	5,646,372
22	SOURCE OF FUNDS:			
23	(1) ETF .....	4,854,072		
24	(2) Federal and Local Funds .		792,300	
25	Total Arts, State Council on			
26	the .....	4,854,072	792,300	5,646,372
27	<b>4. Building Commission, State:</b>			
28	(a) Special Services Program	568,092		568,092
29	SOURCE OF FUNDS:			
30	(1) ETF-Transfer .....	568,092		
31	Total Building Commission,			
32	State .....	568,092		568,092
33	<b>5. Child Abuse and Neglect Pre-</b>			
34	<b>vention, Department of:</b>			
35	(a) Social Services Program .	1,711,849		1,711,849

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	In accordance with Sections			
2	26-16-1 et seq., Code of Ala-			
3	bama 1975.			
4	SOURCE OF FUNDS:			
5	(1) ETF-Transfer .....	1,711,849		
6	Total Child Abuse and Neglect			
7	Prevention, Department of ...	1,711,849		1,711,849
8	<b>6. Children's Affairs, Depart-</b>			
9	<b>ment of:</b>			
10	(a) Social Services Program .	16,274,503		16,274,503
11	The proposed spending plan for			
12	the ETF monies included in the			
13	above program is as follows:			
14	Office of			
15	School Readiness .....	16,213,751		
16	Operations and			
17	Maintenance ..	60,752		
18				
19	SOURCE OF FUNDS:			
20	(1) ETF .....	16,274,503		
21	Total Children's Affairs, De-			
22	partment of .....	16,274,503		16,274,503
23				
24	<b>7. Debt Service:</b>			
25	(a) Debt Service Program ....	2,984,761	8,000,000	10,984,761
26	For payments on interest and			
27	principal of GO Bonds, Series			
28	2001-B .....	800,821		
29	For payments on interest and			
30	principal of GO Bonds, Series			
31	2001-A .....	3,563,477		
32	For payments on interest and			
33	principal of GO Bonds, Series			
34	2005-A .....	6,005,719		
35	For payments on endowments as			
36	follows:			
37	For interest on Auburn Univer-			
38	sity Endowment .....	20,280		

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	For interest on University of			
2	Alabama Endowment ....	61,000		
3	For interest on Grove Hill			
4	Endowment .....	600		
5	For interest on Public School			
6	Fund Endowment:			
7	Interest on 16th Section			
8	Lands, Estimated ....	410,000		
9	Interest on School Indemnity			
10	Lands, Estimated .....	90,000		
11	Interest on Valueless 16th			
12	Section Land .....	5,825		
13	For interest on Surplus Reve-			
14	nue .....	26,764		
15	Interest on James Wallace Fund			
16	.....	<u>275</u>		
17	Total Interest on Public			
18	School Fund Endowment	532,864		
19	SOURCE OF FUNDS:			
20	(1) ETF .....	2,451,897		
21	(2) ETF-Transfer .....	532,864		
22	(3) Alabama Capital Improve-			
23	ment Trust Fund .....		8,000,000	
24	Total Debt Service .....	<u>2,984,761</u>	<u>8,000,000</u>	<u>10,984,761</u>
25				
26	<b>8. Dental Scholarship Awards,</b>			
27	<b>Board of:</b>			
28	(a) Support of Other Educa-			
29	tional Activities Program .	295,913		295,913
30	To be expended under the pro-			
31	visions of Code of Alabama			
32	1975, Sections 16-47-76			
33	through 16-47-81.			
34	SOURCE OF FUNDS:			
35	(1) ETF .....	<u>295,913</u>		
36	Total Dental Scholarship			
37	Awards, Board of .....	<u>295,913</u>		<u>295,913</u>



	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 <b>9.    Education, State Board of -</b>			
2 <b>Local Boards of Education:</b>			
3       (a) Foundation Program   .....	3,205,116,107	504,379,320	3,709,495,427
4			
5       (b) Transportation Program   ..	293,201,130		293,201,130
6       The State Superintendent is			
7       directed to withhold transpor-			
8       tation funds used to pay em-			
9       ployee benefits including but			
10      not limited to PEEHIP, sick			
11      leave, teacher retirement, and			
12      F.I.C.A. from any local board			
13      which does not directly pro-			
14      vide these benefits to trans-			
15      portation employees. No local			
16      board shall be allowed to con-			
17      vert funding provided in this			
18      budget for employee benefits			
19      into other uses or expendi-			
20      tures. The above appropriation			
21      includes fleet renewal funds			
22      of \$5,024 per bus. No fleet			
23      renewal funds shall be sent to			
24      any school system which does			
25      not own its own buses. The			
26      State Examiner of Public Ac-			
27      counts shall assure compli-			
28      ance. The rate per day for two			
29      personal days and five sick			
30      days for transportation per-			
31      sonnel shall be \$40. An appro-			
32      priately certified transporta-			
33      tion substitute shall be em-			
34      ployed for the absent trans-			
35      portation employee for each			
36      day the employee is absent.			
37      The Department of Education is			
38      directed to withhold funds			
39      from local systems not employ-			
40      ing substitutes for absent			
41      transportation employees. Such			
42      withheld funds shall revert to			
43      the Education Trust Fund.			
44      (c) At-Risk Student Program   .	24,504,145		24,504,145
45      Each district shall receive			
46      its pro rata share for each			
47      student who is defined as be-			
48      ing at-risk of dropping out of			

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	school or is performing at an		
2	academic level below current		
3	grade placement. School sys-		
4	tems should be encouraged to		
5	successfully move students		
6	from the at-risk category.		
7	Therefore, a school system		
8	shall maintain its at-risk		
9	funding for every student re-		
10	moved from its at-risk defini-		
11	tion for the next two fiscal		
12	years. Local school districts		
13	shall maintain separate ac-		
14	counts for all funds received		
15	in this category. The funds		
16	provided in this section are		
17	specifically designated for		
18	special programs to serve		
19	these students and may not be		
20	used as a part of a local		
21	school district's general op-		
22	erating budget. Local school		
23	systems in partnership with		
24	and funding from the Depart-		
25	ment of Education are expected		
26	to establish programs which		
27	will increase learning oppor-		
28	tunities for at-risk students.		
29	These programs shall include,		
30	but not be limited to, af-		
31	ter-school tutoring, summer		
32	schools, weekend schools,		
33	character education programs,		
34	drop-out prevention programs,		
35	career technical education		
36	youth programs, alternative		
37	schools, training of parents,		
38	purchase and use of web-based		
39	practice tests for the high		
40	school graduation exam and		
41	other state required standard-		
42	ized tests, programs to im-		
43	prove reading, and/or math,		
44	and/or science skills to in-		
45	crease grade-to-grade promo-		
46	tion, high school graduation		
47	and college preparedness, and		
48	other activities designed to		
49	assist at-risk students. The		
50	State Department of Education		
51	shall monitor the use of these		

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	funds and shall assure that		
2	they are used only in a manner		
3	designed to provide additional		
4	assistance above and beyond		
5	the regular instructional pro-		
6	gram for at-risk students.		
7	At-risk funds shall not be		
8	used to supplant any other		
9	funding of summer schools or		
10	other activities which are		
11	designed to serve the general		
12	student population but must be		
13	used for specific programs for		
14	at-risk students. At-risk stu-		
15	dents shall be defined as		
16	those students who score at		
17	level 1 or level 2 (not profi-		
18	cient/partially proficient) in		
19	reading or mathematics on the		
20	current state assessments.		
21	Further, local school faculty		
22	and the school principal shall		
23	make specific recommendations		
24	for students at the school to		
25	be included as participants in		
26	the at-risk program. At-risk		
27	funds may be expended for stu-		
28	dent programs to improve the		
29	efficiency and utilization of		
30	technology-based educational		
31	resources in the classroom. As		
32	a part of the above appropria-		
33	tion for the At-Risk Student		
34	Program, there is hereby ap-		
35	propriated \$375,000 for the		
36	Alabama Student Information		
37	Management System (ASIMS).		
38	ASIMS will connect each school		
39	in Alabama with the Department		
40	of Education through a common		
41	software program in order to		
42	assimilate data necessary to		
43	comply with state accountabil-		
44	ity standards, Legislative		
45	Fiscal Office requests, and		
46	the 2001 Reauthorization of		
47	the Elementary and Secondary		
48	Education Act (ESEA). In ap-		
49	propriate situations, busi-		
50	nesses may partner with		
51	schools or school systems for		

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	at-risk programs but may not			
2	receive any compensation or			
3	reimbursement for expenses or			
4	other costs. The State Board			
5	of Education is hereby autho-			
6	rized, at its discretion, to			
7	institute a pilot program to			
8	employ behavioral support spe-			
9	cialists in public middle			
10	schools.			
11	(d) Endowment Interest Pro-			
12	gram-Public School Fund,			
13	Estimated .....		532,864	532,864
14	(e) Capital Outlay Pro-			
15	gram-Public School Fund,			
16	Estimated .....		175,000,000	175,000,000
17	(f) Board of Adjustment .....	478,380		478,380
18	(g) Salary Matrix Adjustment	20,913,284		20,913,284
19	(h) School Nurses Program ...	28,710,742		28,710,742
20	To be distributed so that each school system shall receive one nurse and additional			
21	nurse or fractions of a nursing allocation based upon the average daily membership			
22	during the first 20 scholastic days after Labor Day of the preceding school year.			
23	The School Nurses Program shall use the following salary matrix to determine nursing			
24	salaries, based on 187 contract days and seven and one-half working hours per day.			
25	No funds provided herein for the School Nurses Program shall be used for the payment			
26	of any salaries of nurses who are not under the direct control, employment, and su-			
27	pervision of local boards of education. Any part-time employee pay shall conform to			
28	the pro-rata share of the following matrix:			
29	Years Expe-			
30	rience	LPN	RN	RN/MS
31	less than 3	19,000	36,144	41,564
32	3 but less			
33	than 6	20,881	39,756	45,720
34	6 but less			
35	than 9	21,779	41,497	47,721
36	9 but less			
37	than 12	22,062	42,053	48,362
38	12 but less			
39	than 15	22,459	42,818	49,238
40	15 but less			
41	than 18	22,953	43,794	50,364
42	18 but less			
43	than 21	23,229	44,360	51,012
44	21 but less			
45	than 24	23,507	44,926	51,666

			Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	24 but less				
2	than 27	24,007	45,461	52,201	
3	27 or more	24,507	45,997	52,737	
4	(i) Capital Outlay Pro-				
5	gram-Federal and Local				
6	Funds, Estimated .....			43,644,984	43,644,984
7	(j) Information Technology				
8	Services Program .....		4,004,369		4,004,369
9	The above appropriation shall				
10	be expended by local school				
11	systems towards the position				
12	of a district technology coor-				
13	ordinator that meets the job				
14	description and qualifications				
15	as established by the State				
16	Board of Education and serves				
17	as the primary point of con-				
18	tact for all technology is-				
19	sues. The District Technology				
20	Coordinator as directed by the				
21	school system shall be respon-				
22	sible for a technology program				
23	that ensures the proper ac-				
24	countability for the follow-				
25	ing: technology funds; tech-				
26	nology professional develop-				
27	ment; technology planning and				
28	reporting; coordination of				
29	technology across all pro-				
30	grams; a safe, secure, and				
31	fully operable network; tech-				
32	nology procurement and inven-				
33	tory; technology support for				
34	data management; technology				
35	support for distance learning;				
36	annual E-rate application;				
37	and, directing a program to				
38	ensure all state standards				
39	involving technology for				
40	teachers, administrators, and				
41	students are met and technol-				
42	ogy is integrated throughout				
43	the curriculum.				
44	SOURCE OF FUNDS:				
45	(1) ETF .....		3,576,928,157		
46	(2) Federal and Local Funds .			548,024,304	

		Education Trust	Earmarked Funds	Appropriation To-		
		Fund		tal		
1	(3) Public School Fund, Esti-					
2	mated .....		175,532,864			
3	Total Education, State Board					
4	of - Local Boards of Education					
5	.....	3,576,928,157	723,557,168	4,300,485,325		
6	The above appropriation shall be distributed by the State Board of Education in ac-					
7	cordance with the provisions of the Code of Alabama 1975, Sections 16-13-230 through					
8	16-13-239, and all other laws and regulations of the State Board of Education relat-					
9	ing to the expenditure of such funds. These funds shall be used to provide a minimum					
10	school term of 180 full instructional days and for equitable educational opportuni-					
11	ties in the public schools of the state. Foundation Program calculations for FY					
12	2009-2010 are based on the funding divisors set forth below. The divisors listed					
13	below shall serve to prescribe pupil-teacher ratios.					
14	Grades K-3 ...	15.4				
15	Grades 4-6 ...	23				
16	Grades 7-8 ...	21.7				
17	Grades 9-12 ..	19.6				
18						
19	In allocating the funds in the Foundation Program, the State Board of Education					
20	shall allot funds based on the rates established as follows:					
21	The Foundation Program shall use the following salary matrix to determine the cost					
22	of instructional salaries, based on 187 contract days, and any part-time contract					
23	shall conform to the pro-rata share of the following matrix:					
24	Years Expe-					
25	rience	BS	MS	6Y	DO	ND
26	less than 3	36,144	41,564	44,818	48,071	36,144
27	3 but less					
28	than 6	39,756	45,720	49,297	52,877	39,756
29	6 but less					
30	than 9	41,497	47,721	51,470	55,191	41,497
31	9 but less					
32	than 12	42,053	48,362	52,148	55,932	42,053
33	12 but less					
34	than 15	42,818	49,238	53,093	56,949	42,818
35	15 but less					
36	than 18	43,794	50,364	54,305	58,244	43,794
37	18 but less					
38	than 21	44,360	51,012	55,005	58,999	44,360
39	21 but less					
40	than 24	44,926	51,666	55,708	59,752	44,926
41	24 but less	45,461	52,201	56,245	60,288	45,461

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	than 27			
2	27 or more	45,997	52,737	56,780
3				60,824
4	For "Fringe Benefits" the rate per day for two personal days and five sick days (for			45,997
5	units earned in the Foundation Program) shall be \$60. The Teachers' Retirement Sys-			
6	tem rate shall be 12.51% of salaries. The Public Education Employees' Health Insur-			
7	ance Program (PEEHIP) rate shall be \$805 per month for each full-time employee.			
8	As funds are appropriated the appropriation herein shall include funds to pay for			
9	substitute support employees for each day a support employee is absent. The Depart-			
10	ment of Education is directed to withhold funds from local systems not employing			
11	substitutes for absent support employees, such withheld funds shall revert to the			
12	ETF.			
13	For "Classroom Instructional Support" the uniform amounts used in determining the			
14	Foundation Program allowance for classroom instructional support shall be: (1) text-			
15	books at \$17.17 per pupil in average daily membership during the first 20 scholastic			
16	days after Labor Day of the preceding school year; and (2) all other classroom in-			
17	structional support at a combined total of \$400 per unit earned in the Foundation			
18	Program as required in Section 16-1-8.1, which shall include student materials and			
19	supplies, technology, library enhancement, professional development, and common pur-			
20	chases. Funds allocated for instructional support units to meet SACS standards shall			
21	be used exclusively and specifically for principals, assistant principals, counsel-			
22	ors, and librarians and library aides, as calculated by the State Department of Edu-			
23	cation and assigned to the schools where such units are earned. An instructional			
24	support unit earned for a principal shall be increased by .31 for elementary			
25	schools, .35 for middle schools, and .45 for secondary schools and unit schools. An			
26	instructional support unit earned for an assistant principal shall be increased by			
27	.10 for elementary schools, middle schools, secondary schools and unit schools. An			
28	instructional support unit earned for a counselor shall be increased by .03 for sec-			
29	ondary schools and unit schools. The budgeting and expenditure of funds in the Foun-			
30	dation Program at the local level shall be determined and made by the local board of			
31	education in accordance with rules and regulations of the State Board of Education			
32	and all laws governing such school budgets and expenditures.			
33	Each local school superintendent shall submit a notarized affidavit to the State			
34	Department of Education certifying that funds appropriated in this section have been			
35	expended for instructional supplies or instructional equipment for classrooms as			
36	provided and required in Section 16-1-8.1, Code of Alabama 1975. On the affidavit			
37	the superintendent shall state the amount of funds expended for use by classroom			
38	teachers and the amount of funds expended for collective purchases for instructional			
39	purposes. The affidavit of expenditures shall be subject to audit by the Examiners			
40	of Public Accounts.			
41	<b>10. Education, State Board of -</b>			
42	<b>Two-Year College System:</b>			
43	(a) Operations and Maintenance			
44	.....	299,617,604	221,719,010	521,336,614
45	(b) Auxiliary Enterprises ...		34,590,000	34,590,000
46	(c) Restricted Funds .....		203,300,000	203,300,000
47	(d) Operations and Maintenance			
	of Postsecondary Prison Edu-	9,083,633		9,083,633

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	cation (ETF) .....			
2	Of the above appropriation,			
3	\$2,012,704 shall be expended			
4	for Therapeutic Education.			
5	(e) Adult Education Program	13,319,815	12,744,603	26,064,418
6	(f) Special Populations Train-			
7	ing .....	4,873,141		4,873,141
8	For programs to prepare the			
9	inmate population, parolees or			
10	other special populations des-			
11	ignated by the Chancellor for			
12	entry into the workforce			
13	through adult education,			
14	preemployment skills training,			
15	and short-term intensive ca-			
16	reer technical training.			
17	(g) Mine Safety Training Pro-			
18	gram at Bevill State Commu-			
19	nity College .....	264,997		264,997
20	(h) Community Educational			
21	(C.I.T.Y.) Programs .....	5,066,421		5,066,421
22	(i) Postsecondary Education			
23	Department - Administration	5,601,143	2,904,824	8,505,967
24	(j) Postsecondary/Tech Col-			
25	leges - Truck Driving Train-			
26	ing .....	176,664	2,500,000	2,676,664
27	Of the above appropriation,			
28	\$176,664 shall be expended for			
29	the Truck Driver Training Pro-			
30	gram at Central Alabama Commu-			
31	nity College. The above appro-			
32	priation from earmarked funds			
33	is estimated and shall be ex-			
34	pended pursuant to Section			
35	32-5-313, Code of Alabama			
36	1975.			
37	(k) Workforce Development ...	6,538,665	20,504,978	27,043,643
38	The Workforce Development			
39	Funds shall be distributed by			
40	the State Board of Education			
41	upon recommendation of the			
42	Chancellor to develop and im-			
43	plement programs to provide a			
44	skilled workforce and to pro-			
45	vide college operations and			
46	maintenance allocations for			
47	workforce and economic devel-			



		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	opment.			
2	(1) Marion Military Institute	6,547,999		6,547,999
3	(m) Alabama Technology Network			
4	.....	4,852,087		4,852,087
5	SOURCE OF FUNDS:			
6	(1) ETF .....	355,942,169		
7	(2) Federal and Other Funds .		498,263,415	
8	Total Education, State Board			
9	of - Two-Year College System	355,942,169	498,263,415	854,205,584
10	(1) The allocations as set forth above shall be distributed by the State Board of			
11	Education through the Office of the Chancellor.			
12	(2) The above appropriation from the ETF for Operations and Maintenance shall be			
13	distributed as recommended by the Chancellor and approved by the State Board of Edu-			
14	cation.			
15	(3) The above appropriation for Operations and Maintenance of Postsecondary Prison			
16	Education shall be distributed as recommended by the Chancellor and approved by the			
17	State Board of Education.			
18	(4) The allocation of Adult Education funds appropriated herein is restricted to the			
19	provision of services by grant recipients as defined under the stipulations of the			
20	Adult Education and Family Literacy Act, Title II of the federal Workforce Invest-			
21	ment Act of 1998.			
22	(5) From the above appropriation for Special Populations Training, the Life Tech			
23	program shall receive the same proportionate amount of funds as received from the			
24	Two Year College System in FY 2009 from all sources, except for any savings recog-			
25	nized from refinancing of bonds.			
26	<b>11. Education, State Department</b>			
27	<b>of:</b>			
28	(a) Administrative Services			
29	Program .....	197,667,579	91,942,119	289,609,698
30	The proposed spending plan for			
31	the ETF monies included in the			
32	above program is as follows:			
33	Operations and			
34	Maintenance of			
35	the Department	32,365,771		
36	Of the above appropriation, at			
37	least \$10,246,961 shall be			
38	expended in the same manner			
39	and for the same programs as			
40	the appropriation to the State			
41	Department of Education from			
42	the Children First Trust Fund			

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	was expended in FY 2005.			
2	Operations and			
3	Maintenance for			
4	the Alabama			
5	Reading Initia-			
6	tive .....	69,443,081		
7	Operations and			
8	Maintenance for			
9	Math/Science/Te			
10	chnology Ini-			
11	tiative .....	40,830,455		
12	Arts Education	510,000		
13	For art education programs in			
14	areas evaluated and reviewed			
15	by the Black Belt Action Com-			
16	mission.			
17	Teacher/Student			
18	Testing .....	7,217,864		
19	To be expended for			
20	teacher/student test develop-			
21	ment and expenses directly			
22	related to teacher and student			
23	assessment.			
24	Children's Eye			
25	Screening Pro-			
26	gram and Fol-			
27	low-up Eye Care			
28	.....	1,348,229		
29	The above appropriation shall			
30	be used to provide eye screen-			
31	ing for Grades K, 2 and 4. The			
32	method of screening shall be			
33	color photo refraction as de-			
34	veloped by the National Aero-			
35	nautics and Space Administra-			
36	tion and to provide follow-up			
37	care for those Grades K, 2 and			
38	4 students. Follow-up eye care			
39	services shall include, but			
40	not be limited to, providing			
41	assistance in obtaining and			
42	coordinating local eye care			
43	services for those children			
44	identified as needing said			
45	follow-up eye care services			
46	whether insured, uninsured or			
47	underinsured. Children identi-			

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	fied as uninsured or			
2	underinsured shall be provided			
3	with free eye exams and free			
4	prescription spectacles. A			
5	database including specific			
6	data by child, grade,			
7	school/system, and services			
8	for outcome-based measurement			
9	shall be maintained and ar-			
10	chived.			
11	Governor's Lo-			
12	cal School and			
13	School System			
14	Academic and			
15	Financial Im-			
16	provement Pro-			
17	gram (At-Risk)	11,308,407		
18	The above appropriation shall			
19	be expended for the operations			
20	and maintenance of at-risk			
21	programs to develop and imple-			
22	ment school improvement pro-			
23	grams' financial and/or aca-			
24	demic accountability per Sec-			
25	tion 16-6B-3, Code of Alabama			
26	1975, and for benefits for			
27	appropriate personnel within			
28	the Department of Education.			
29	At-risk funds shall be used to			
30	employ personnel under			
31	short-term contracts who shall			
32	be assigned by the State Su-			
33	perintendent of Education to			
34	give direct assistance to			
35	schools which come under the			
36	jurisdiction of the Department			
37	in accordance with Sections			
38	16-6B-1 through 16-6B-6, Code			
39	of Alabama 1975, which re-			
40	quires schools and/or school			
41	systems to be placed in inter-			
42	vention for academic and/or			
43	financial reasons by the State			
44	Superintendent. In selecting			
45	these personnel, the State			
46	Superintendent shall give			
47	preference to persons who have			
48	achieved National Board for			
49	Professional Teaching Stan-			
50	dards (NBPTS) certification			
51	and/or who have been chosen as			

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Alabama Teachers of the Year.			
2	In the event this pool of per-			
3	sonnel is inadequate, the			
4	State Superintendent may then			
5	employ other teaching and/or			
6	administrative personnel who			
7	have been recognized for their			
8	competence. Such personnel			
9	shall be assigned to work di-			
10	rectly with schools whose op-			
11	erations are being assisted by			
12	the state. The State Superin-			
13	tendent may further use these			
14	personnel to assist schools			
15	that are on Priority status as			
16	well as use these funds in			
17	partnership with and funding			
18	from the Department of Educa-			
19	tion to improve the learning			
20	opportunities for at-risk stu-			
21	dents. These programs shall			
22	include, but not be limited			
23	to, after school programs,			
24	character education programs,			
25	drop-out prevention programs,			
26	summer programs, career tech-			
27	nical youth programs, programs			
28	to improve reading, and/or			
29	math, and/or science skills to			
30	increase grade-to-grade promo-			
31	tion, high school graduation			
32	and college preparedness, and			
33	other activities designed to			
34	assist at-risk students. Per-			
35	sonnel employed or contracted			
36	by the Department for assis-			
37	tance in at-risk schools shall			
38	be on release status from			
39	their respective local boards			
40	of education and shall retain			
41	all benefits and tenure status			
42	unless they are given perma-			
43	nent employment in the State			
44	Department of Education. Funds			
45	may be allocated to entities			
46	that have and/or can effect			
47	positive results in improved			
48	student achievement. Of the			
49	above appropriation,			
50	\$1,233,625 is to be expended			
51	to reward schools for increas-			

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	ing their academic achieve-			
2	ment. Rewards will go directly			
3	to the school in which im-			
4	provement is made and should			
5	be invested in instructional			
6	improvement programs and/or			
7	materials voted on by the			
8	teaching faculty. The State			
9	Superintendent of Education			
10	shall notify and invite to			
11	participate members of the			
12	local legislative delegation			
13	when rewards are granted to			
14	schools which have increased			
15	their academic achievement.			
16	School Account-			
17	ability Report			
18	Card .....	634,340		
19	For distribution of the School			
20	Accountability Report Card			
21	referred to in Section 16-6B-7			
22	of the Code of Alabama 1975 to			
23	every parent with a child in			
24	Alabama public schools.			
25	English as a			
26	Second Language			
27	Students Pro-			
28	gram .....	4,113,830		
29	Based on the 2008-09 school			
30	system count supplied to the			
31	Alabama Department of Educa-			
32	tion by each local superinten-			
33	dent of education, herein is			
34	appropriated on a per student			
35	basis to be utilized by local			
36	school boards to provide as-			
37	sistance to students not uti-			
38	lizing English as their native			
39	language so they may become			
40	proficient in reading, writ-			
41	ing, and speaking English at			
42	the earliest possible time.			
43	Tenure Arbitra-			
44	tion Costs ...	765,000		
45	Of the above appropriation for			
46	Tenure Arbitration Costs,			
47	\$340,000 shall be transferred			
48	to fund the Office of the At-			
49	torney General for performance			

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	of arbitration services, in-			
2	cluding administration of the			
3	State's tenure laws (Code of			
4	Alabama 1975, Section			
5	36-26-115) by the Office of			
6	Administrative Hearings, Divi-			
7	sion of Administrative Law			
8	Judges.			
9	Teacher Re-			
10	cruitment In-			
11	centives . . . . .	1,942,078		
12	The State Board of Education			
13	shall designate certain areas			
14	of critical needs for class-			
15	room teachers. These needs may			
16	be in subject matter areas,			
17	grade levels, geographic loca-			
18	tion, race or gender. The			
19	scholarship funds appropriated			
20	herein shall be administered			
21	by the Alabama Commission on			
22	Higher Education (ACHE) and			
23	shall be disbursed to students			
24	graduating from high school or			
25	already enrolled in college			
26	who sign a contract to become			
27	teachers. Upon completion of			
28	the course of study leading to			
29	certification each new teacher			
30	shall perform one year of ser-			
31	vice in an Alabama public			
32	school classroom for each year			
33	of scholarship funding re-			
34	ceived. Each year of scholar-			
35	ship shall be forgiven for			
36	each year of Alabama public			
37	school service. In the event			
38	the contract is violated the			
39	outstanding amount of money			
40	owed shall be repaid with in-			
41	terest. ACHE is authorized to			
42	establish a grace period be-			
43	tween the time a recipient			
44	withdraws from school, fails			
45	to complete the contracted			
46	program, or falls below			
47	full-time student status and			
48	the time that the recipient is			
49	obligated to begin repaying			
50	his or her loan. ACHE is also			
51	authorized to charge reason-			

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	able administrative costs,			
2	including collection of debt,			
3	that may be associated with			
4	the disbursement of scholar-			
5	ship funds. ACHE shall award			
6	scholarships based upon a com-			
7	bination of student need and			
8	academic success on previous			
9	study undertaken. The scholar-			
10	ships awarded may be up to			
11	\$10,000 per year for students			
12	preparing to teach in areas of			
13	need determined by the State			
14	Board of Education. These			
15	funds shall not revert and any			
16	funds previously appropriated			
17	for teacher recruitment incen-			
18	tives that are unexpended in			
19	FY 2009 are hereby			
20	reappropriated for teacher			
21	recruitment incentives for FY			
22	2010. Ten percent of this al-			
23	location may be used in con-			
24	junction with Future Teachers			
25	of Alabama to strengthen high			
26	school initiatives aimed at			
27	recruiting students to become			
28	teachers.			
29	Distance Learn-			
30	ing .....		25,361,024	
31	Job descriptions shall be de-			
32	veloped by the State Depart-			
33	ment of Education for posi-			
34	tions funded by this appropri-			
35	ation. Hiring of personnel			
36	shall be monitored by the			
37	State Department of Education			
38	for compliance with these job			
39	descriptions. In addition,			
40	these funds shall be used ex-			
41	clusively to meet the distance			
42	learning initiative ACCESS			
43	(Alabama Connecting Class-			
44	rooms, Educators, and Students			
45	Statewide).			
46	Advanced Place-			
47	ment .....		1,360,000	
48	Dropout Preven-			
49	tion Pilot ...		467,500	

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(b) Financial Assistance Pro-			
2	gram .....	31,559,131	1,040,400,023	1,071,959,154
3	The proposed spending plan for			
4	the ETF monies included in the			
5	above program is as follows:			
6	Southwest			
7	School of Deaf			
8	and Blind ....	291,806		
9	Pre-School Pro-			
10	gram (Special			
11	Education) ...	1,931,927		
12	National Board			
13	for Profes-			
14	sional Teaching			
15	Standards ....	8,690,000		
16	The above appropriation in-			
17	cludes funds to pay assessment			
18	fees for teachers desiring to			
19	take the examination, funds to			
20	provide a \$5,000 supplement in			
21	addition to base salary as			
22	determined by the Minimum Sal-			
23	ary Schedule for all			
24	board-certified teachers. Ala-			
25	bama teachers shall apply for			
26	funding of the assessment fees			
27	and recipients are required to			
28	commit to teach in Alabama			
29	public schools for an addi-			
30	tional period of five years			
31	unless an exception is granted			
32	for just cause. Of the funds			
33	provided herein, an amount not			
34	to exceed \$45,000 shall be			
35	used to pay for release time			
36	of personnel used by the State			
37	Department of Education to			
38	mentor prospective candidates			
39	for the NBPTS certification			
40	and to assist in determining			
41	which candidates shall receive			
42	state funding to take the ex-			
43	amination. Salary must be pro-			
44	vided before said amount can			
45	be used by the State Depart-			
46	ment of Education for person-			
47	nel release time.			
48	Children's Hos-	123,250		



		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	pital .....			
2	Career Tech			
3	Initiative ...	2,132,362		
4	P.A.C.E.R.S.			
5	Program .....	127,500		
6	Teacher			
7	In-Service Cen-			
8	ters .....	3,322,205		
9	The State Board of Education,			
10	through the State Superinten-			
11	dent of Education, shall ad-			
12	minister the in-service cen-			
13	ters and shall monitor the			
14	centers for compliance with			
15	established accountability			
16	standards. The above appropri-			
17	ation to the In-Service Cen-			
18	ters shall be distributed to			
19	the existing eleven Teacher			
20	In-Service Centers in each			
21	geographical area of the state			
22	as follows:			
23	University of			
24	Alabama			
25	.... \$261,800			
26	University of			
27	Alabama at Bir-			
28	mingham			
29	.... \$362,377			
30	Alabama A and M			
31	University			
32	.... \$330,271			
33	Alabama State			
34	University			
35	.... \$284,622			
36	Athens State			
37	University			
38	.... \$275,905			
39	Auburn Univer-			
40	sity			
41	.... \$287,177			

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Jacksonville			
2	State Univer-			
3	sity			
4	....	\$281,229		
5	University of			
6	Montevallo			
7	....	\$295,557		
8	Troy University			
9	....	\$298,734		
10	University of			
11	North Alabama			
12	....	\$255,891		
13	University of			
14	South Alabama			
15	....	\$388,642		
16	Teacher Profes-			
17	sional Develop-			
18	ment Training	1,154,211		
19	This appropriation shall be			
20	used to train teachers (K-12)			
21	in the use of computers in the			
22	classroom. Trainers shall be			
23	chosen who can assist teachers			
24	in learning computer skills,			
25	the use of instructional soft-			
26	ware, and the classroom uses			
27	of the Internet.			
28	Jobs for Ala-			
29	bama's Gradu-			
30	ates (JAG) ...	852,658		
31	Virtual Library			
32	Project .....	3,206,710		
33	The State Department shall			
34	serve as the fiscal agent for			
35	the Virtual Library Project.			
36	Governor's High			
37	Hopes for Ala-			
38	bama Students	7,219,002		
39	Of the above appropriation, at			
40	least \$2,501,520 is to be al-			
41	located on behalf of students			

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	failing any section of the			
2	Alabama High School Graduation			
3	Exam. The funds appropriated			
4	in this section for graduation			
5	exam failure shall be in addi-			
6	tion to and may not supplant			
7	any other funds required to be			
8	expended by the state or local			
9	board of education for			
10	remediation and for the pur-			
11	chase of web-based sample			
12	practice tests for the High			
13	School Graduation Exam and			
14	other state required standard-			
15	ized tests which can be taken			
16	and scored using a web-based			
17	platform, or for at-risk stu-			
18	dents, including, but not lim-			
19	ited to, Section 16-6B-3, Code			
20	of Alabama 1975, and/or any			
21	rules or regulations adopted			
22	by the State Board of Educa-			
23	tion.			
24	Teacher			
25	Mentoring Pro-			
26	gram .....		2,507,500	
27	A teacher mentoring program			
28	shall be established, provided			
29	support, and instituted in			
30	each school in which a first			
31	year teacher is employed. The			
32	principal shall designate a			
33	mentor for each new teacher			
34	who has had no prior teaching			
35	experience. The mentor must			
36	concur in his/her selection			
37	and shall receive a stipend of			
38	\$1,000 for the academic year.			
39	Mentors shall be selected on			
40	the basis of qualifications			
41	recommended by the State Su-			
42	perintendent of Education.			
43	Mentors shall advise and offer			
44	instructional counseling to			
45	the new teacher. Mentor teach-			
46	ers shall have no administra-			
47	tive duties and shall not par-			
48	ticipate in the evaluation of			
49	the new teacher. At no time			
50	shall the mentor act as a sub-			
51	stitute teacher in lieu of the			

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	new teacher. Each mentor shall			
2	be currently employed as a			
3	classroom teacher and shall			
4	continue his/her normal teach-			
5	ing responsibility in addition			
6	to providing assistance to the			
7	new teacher. Payment of the			
8	stipend shall be made in two			
9	payments.			
10	(c) Alabama Science In Motion			
11	Program .....	1,885,190		1,885,190
12	All funds appropriated to this			
13	program shall be expended in			
14	accordance with Title 16,			
15	Chapters 61B and 61C, Code of			
16	Alabama 1975. Additionally,			
17	any funds unexpended and car-			
18	ried over from the prior fis-			
19	cal year are hereby			
20	reappropriated.			
21	(d) Disability Determination			
22	for Social Security Program		85,736,930	85,736,930
23	SOURCE OF FUNDS:			
24	(1) ETF .....	229,226,710		
25	(2) ETF-Transfer .....	1,885,190		
26	(3) Driver Education and			
27	Training Fund .....		4,530,898	
28	(4) Federal and Local Funds .		1,211,048,174	
29	(5) Special Education Cata-			
30	strophic Fund .....		2,500,000	
31	Total Education, State Depart-			
32	ment of .....	231,111,900	1,218,079,072	1,449,190,972
33	<b>12. Educational Television Com-</b>			
34	<b>mission:</b>			
35	(a) Educational Television			
36	Program .....	7,458,331	424,595	7,882,926
37	SOURCE OF FUNDS:			
38	(1) ETF .....	7,458,331		
39	(2) Federal and Local Funds .		424,595	

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Total Educational Television			
2	Commission .....	7,458,331	424,595	7,882,926
3	<b>13. Family Practice Rural Health</b>			
4	<b>Board:</b>			
5	(a) Family Practice Rural			
6	Health Program .....	1,702,755		1,702,755
7				
8	SOURCE OF FUNDS:			
9	(1) ETF .....	1,702,755		
10	Total Family Practice Rural			
11	Health Board .....	1,702,755		1,702,755
12	Of the above appropriation, at			
13	least \$88,332 shall be ex-			
14	pended for the Auburn Rural			
15	Health Program; a minimum of			
16	\$88,332 shall be expended for			
17	the Tuskegee Area Health Edu-			
18	cation Center (TAHEC);			
19	\$476,994 shall be expended for			
20	the Rural Medical Scholars			
21	Program at the University of			
22	Alabama at Tuscaloosa; and			
23	\$88,332 shall be expended for			
24	the Rural Health Program at			
25	the University of Alabama in			
26	Huntsville.			
27	<b>14. Finance, Department of:</b>			
28	(a) Employee Benefits Program	794,988		794,988
29	SOURCE OF FUNDS:			
30	(1) ETF, Estimated .....	794,988		
31	Total Finance, Department of	794,988		794,988
32	To be distributed by the State			
33	Comptroller to the designated			
34	beneficiaries or estates for			
35	unused sick leave pursuant to			
36	Code of Alabama 1975, Section			
37	16-1-18.2.			
38	<b>15. Finance, Department of -</b>			
39	<b>Telephone Revolving Fund:</b>			

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(a) Information Systems Pro-			
2	gram .....	1,236,651		1,236,651
3	SOURCE OF FUNDS:			
4	(1) ETF-Transfer .....	1,236,651		
5	Total Finance, Department of -			
6	Telephone Revolving Fund ....	1,236,651		1,236,651
7	The Telephone Revolving Fund			
8	shall assess to using agencies			
9	and institutions any addi-			
10	tional amount necessary to			
11	provide continuing			
12	non-interrupted service of a			
13	minimum maintenance level.			
14	<b>16. Fine Arts, Alabama School of:</b>			
15	(a) Financial Assistance Pro-			
16	gram .....	6,754,502	610,000	7,364,502
17	SOURCE OF FUNDS:			
18	(1) ETF .....	6,754,502		
19	(2) Federal and Local Funds .		610,000	
20	Total Fine Arts, Alabama			
21	School of .....	6,754,502	610,000	7,364,502
22	<b>17. Fire Fighters' Personnel</b>			
23	<b>Standards and Education Com-</b>			
24	<b>mission, Alabama/Fire College</b>			
25	<b>Shelton State Community Col-</b>			
26	<b>lege:</b>			
27	(a) Operations and Maintenance			
28	.....	3,981,666	2,747,500	6,729,166
29	SOURCE OF FUNDS:			
30	(1) ETF .....	3,981,666		
31	(2) Federal and Local Funds .		2,747,500	
32	Total Fire Fighters' Personnel			
33	Standards and Education Com-			
34	mission, Alabama/Fire College			
35	Shelton State Community Col-			
36	lege .....	3,981,666	2,747,500	6,729,166
37				

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	<b>18. Governor's Office of Faith</b>			
2	<b>Based and Community Initia-</b>			
3	<b>tives:</b>			
4	(a) Executive Direction Pro-			
5	gram .....	142,917		142,917
6	SOURCE OF FUNDS:			
7	(1) ETF .....	142,917		
8	Total Governor's Office of			
9	Faith Based and Community Ini-			
10	tatives .....	142,917		142,917
11	<b>19. Higher Education, Alabama</b>			
12	<b>Commission on:</b>			
13	(a) Planning and Coordination			
14	Services Program .....	2,934,901		2,934,901
15	The proposed spending plan for			
16	the ETF monies included in the			
17	above program is as follows:			
18	Operations and			
19	Maintenance .. 2,934,901			
20	(b) Student Financial Aid Pro-			
21	gram .....	6,495,416	2,997,643	9,493,059
22	(1) Policeman's			
23	Survivor Tui-			
24	tion, Estimated			
25	..... 172,238			
26	To be expended under the pro-			
27	visions of Code of Alabama			
28	1975, Section 36-21-105.			
29	(2) Alabama Na-			
30	tional Guard			
31	Educational As-			
32	sistance Schol-			
33	arships ..... 650,480			
34	To be expended in accordance			
35	with Code of Alabama 1975,			
36	Sections 31-10-1 through			
37	31-10-4 and Sections 31-10-20			
38	through 31-10-25.			
39	(3) Alabama			
40	Student Assis-			
41	tance Program 3,131,735			
42	In addition to the ETF appro-			
43	priation for the Alabama Stu-			

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	dent Assistance Program, any			
2	available funds as a result of			
3	the court ordered transfers			
4	from Knight vs. Alabama diver-			
5	sity scholarships are hereby			
6	appropriated and any carryover			
7	funds from these transfers are			
8	hereby reappropriated.			
9	(4) Educational			
10	Grants Program			
11	(Alabama Stu-			
12	dent Grant Pro-			
13	gram) . . . . .	2,509,163		
14	To be expended in accordance			
15	with Code of Alabama 1975,			
16	Sections 16-33A-1 through			
17	16-33A-11. Private institu-			
18	tions receiving state grant			
19	funds under this provision			
20	make their best effort to use			
21	the equivalent of ten percent			
22	of Federal Work Study alloca-			
23	tions for the purpose of tu-			
24	toring and mentoring students			
25	in grades K-12 to better pre-			
26	pare them for graduation, col-			
27	lege entry and retention. In-			
28	stitutions shall work with			
29	their respective governing			
30	boards to develop and imple-			
31	ment this effort.			
32	(5)			
33	Chiropractic			
34	Scholarships . . . . .	31,800		
35	To be expended in accordance			
36	with Code of Alabama 1975,			
37	Section 16-5-11.			
38	(c) Support of Other Educa-			
39	tional Activities Program . . . . .	2,890,222	1,635,112	4,525,334
40	The proposed spending plan for			
41	the ETF monies included in the			
42	above program is as follows:			
43	(1) Network of			
44	Alabama Aca-			
45	demic Libraries			
46	. . . . .	349,735		
47	ACHE shall provide for the			
48	participation of Athens State			



	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 University in the Network of			
2 Alabama Academic Libraries.			
3 (2) Southern			
4 Regional Educa-			
5 tion Board			
6 (SREB) ..... 725,539			
7 (3) EPSCoR (Re-			
8 search) Program			
9 ..... 1,327,074			
10 (4) Computer			
11 Based Articula-			
12 tion System .. 399,542			
13 To fund Troy University for			
14 developing and operating a			
15 statewide computer-based ar-			
16 ticulation system to serve all			
17 four-year and two-year			
18 postsecondary institutions in			
19 the State of Alabama.			
20 (5) School and			
21 University			
22 Partnership for			
23 Education Re-			
24 newal Program			
25 (SUPER) ..... 88,332			
26 (d) Support of State Universi-			
27 ties Program ..... 4,858,270	4,858,270	75,000	4,933,270
28 The proposed spending plan for			
29 the ETF monies included in the			
30 above program is as follows:			
31 (1) Alabama Ag-			
32 ricultural Land			
33 Grant Alliance 4,858,270			
34 The above appropriation to			
35 AALGA shall be equally dis-			
36 tributed as a state match for			
37 federal funds for those insti-			
38 tutions in the Alliance re-			
39 quired to provide matching			
40 funds in order to obtain fed-			
41 eral funds for the first time			
42 in fiscal year 2000.			
43 SOURCE OF FUNDS:			
44 (1) ETF ..... 17,178,809	17,178,809		
45 (2) Federal and Local Funds .		4,707,755	

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Total Higher Education, Ala-			
2	bama Commission on .....	17,178,809	4,707,755	21,886,564
3	In addition to the above ap-			
4	propriations, any scholarship			
5	funds transferred from the			
6	State Department of Education			
7	for the Alabama Teacher Re-			
8	cruitment Incentive Program			
9	(ATRIP) shall not revert and			
10	are hereby appropriated or			
11	reappropriated.			
12	<b>20. Human Resources, Department</b>			
13	<b>of:</b>			
14	(a) Human Services Program -			
15	Jobs Opportunities and Basic			
16	Skills Training (JOBS) Pro-			
17	gram .....	4,921,537		4,921,537
18	(b) Human Services Program -			
19	Jobs Child Care and After			
20	School Child Care Program .	8,981,669		8,981,669
21	Of the above appropriation,			
22	\$154,581 shall be expended for			
23	the Black Belt Eye Care Con-			
24	sortium.			
25	SOURCE OF FUNDS:			
26	(1) ETF-Transfer .....	13,903,206		
27	Total Human Resources, Depart-			
28	ment of .....	13,903,206		13,903,206
29	Of the above appropriation, a			
30	minimum of \$883,322 is to be			
31	distributed to the day care			
32	centers in rural areas within			
33	the state for the dual purpose			
34	of providing day care services			
35	to the working poor and pro-			
36	vide state match to draw down			
37	additional federal subsidy			
38	dollars. These funds shall be			
39	distributed based upon a mean-			
40	ingful formula, taking into			
41	account service delivery area,			
42	population, and the services			
43	required by the targeted cli-			
44	ents.			

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	<b>21. Industrial Development Train-</b>		
2	<b>ing Institute, Alabama:</b>		
3	(a) Industrial Development and		
4	Training Program .....	5,731,046	5,731,046
5	(b) Industrial Training Pro-		
6	gram - Operations and Main-		
7	tenance .....	5,688,729	5,688,729
8	(c) Workforce Development ...	25,678,166	25,678,166
9	SOURCE OF FUNDS:		
10	(1) ETF .....	37,097,941	
11	Total Industrial Development		
12	Training Institute, Alabama .	37,097,941	37,097,941
13	The \$25,678,166 of funds ap-		
14	propriated for Workforce De-		
15	velopment are to be expended		
16	for those costs incurred by		
17	the State in honoring commit-		
18	ments to pay Workforce Devel-		
19	opment costs, including ser-		
20	vices and other assistance and		
21	expenses of recruitment and		
22	training of a company's		
23	workforce, that are undertaken		
24	to induce companies to locate		
25	or expand their operations in		
26	Alabama (described hereinafter		
27	as a "Project") and to develop		
28	and implement training, place-		
29	ment and recruitment programs		
30	that will improve, develop and		
31	expand the State's workforce.		
32	Such costs include, but are		
33	not limited to (i) AIDT oper-		
34	ating costs directly related		
35	to a Project; (ii) wages and		
36	benefits for trainers engaged		
37	by AIDT for the purpose of a		
38	Project; (iii) costs which the		
39	State has agreed to pay under		
40	the terms of a Project Agree-		
41	ment with a company that are		
42	necessary and reasonable		
43	charges incurred by the com-		
44	pany or its affiliates for		
45	personnel providing training		
46	to the company's employees,		

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	whether those trainers are			
2	employees of the company or			
3	its vendors or suppliers, in-			
4	cluding wages, benefits and			
5	travel (domestic and, when			
6	necessary, international);			
7	(iv) any necessary materials,			
8	equipment, manuals, or other			
9	relevant training materials;			
10	(v) the costs incurred for			
11	purchasing or repairing or			
12	replacing training tools and			
13	equipment; (vi) costs incurred			
14	for the purchase or construc-			
15	tion and maintenance of train-			
16	ing facilities; (vii) travel			
17	expenses for prospective and			
18	current employees and train-			
19	ees, including travel, food,			
20	lodging, relocation, and other			
21	costs necessary and reasonable			
22	to enable the company to se-			
23	cure a qualified workforce;			
24	(viii) outside training fees;			
25	and (ix) the construction and			
26	equipping of career centers to			
27	assist citizens of the State			
28	in outreach, job search, as-			
29	sessments of individuals,			
30	placement assistance, labor			
31	market information, individual			
32	employment plans and counsel-			
33	ing, career planning, occupa-			
34	tional and vocational train-			
35	ing, and specific skills			
36	training. The above funds ap-			
37	propriated for workforce de-			
38	velopment shall be expended			
39	primarily for the training of			
40	Alabama residents. It is fur-			
41	ther the intent that contracts			
42	with vendors to provide			
43	workforce training shall be			
44	inclusive and reflect the ra-			
45	cial and gender diversity of			
46	the state.			
47	<b>22. Library Service, Alabama Pub-</b>			
48	<b>lic:</b>			
49	(a) Public Library Service			
50	Program .....	7,500,361	2,332,750	9,833,111

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Of the above appropriation, a			
2	minimum of \$4,496,645 is to be			
3	distributed to the public li-			
4	braries within the state and			
5	\$264,997 shall be expended for			
6	Homework Alabama.			
7	SOURCE OF FUNDS:			
8	(1) ETF .....	7,500,361		
9	(2) Federal and Local Funds .		2,332,750	
10	Total Library Service, Alabama			
11	Public .....	7,500,361	2,332,750	9,833,111
12	<b>23. Marine Environmental Sciences</b>			
13	<b>Consortium/Dauphin Island Sea</b>			
14	<b>Lab:</b>			
15	(a) Support of Other Educa-			
16	tional Activities Program .	3,690,106	8,780,982	12,471,088
17				
18	SOURCE OF FUNDS:			
19	(1) ETF .....	3,690,106		
20	(2) Federal and Local Funds .		8,780,982	
21	Total Marine Environmental			
22	Sciences Consortium/Dauphin			
23	Island Sea Lab .....	3,690,106	8,780,982	12,471,088
24	<b>24. Mathematics and Science, Ala-</b>			
25	<b>bama School of:</b>			
26	(a) Financial Assistance Pro-			
27	gram .....	6,184,405	1,204,000	7,388,405
28	SOURCE OF FUNDS:			
29	(1) ETF .....	6,184,405		
30	(2) Federal and Local Funds .		1,204,000	
31	Total Mathematics and Science,			
32	Alabama School of .....	6,184,405	1,204,000	7,388,405
33	<b>25. Medical Scholarship Awards,</b>			
34	<b>Board of:</b>			
35	(a) Support of Other Educa-			
36	tional Activities Program .	1,149,109	400,000	1,549,109

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	To be expended under the pro-			
2	visions of the Code of Alabama			
3	1975, Sections 16-47-121			
4	through 16-47-129.			
5	SOURCE OF FUNDS:			
6	(1) ETF .....	1,149,109		
7	(2) Federal and Local Funds .		400,000	
8	Total Medical Scholarship			
9	Awards, Board of .....	1,149,109	400,000	1,549,109
10	<b>26. Mental Health and Mental Re-</b>			
11	<b>tardation, Department of:</b>			
12	(a) Institutional Treatment			
13	and Care of Mental Illness			
14	Program .....	4,366,169		4,366,169
15	(b) Institutional Treatment			
16	and Care of Mental Retarda-			
17	tion Program .....	23,840,606		23,840,606
18	Of the above appropriation to			
19	the Department of Mental			
20	Health and Mental Retardation			
21	for the Mental Retardation			
22	Program, the sum of \$4,497,663			
23	shall be used to fund the			
24	ARC-type community-based pro-			
25	grams, including the Montgom-			
26	ery Institute for Neurological			
27	Development, for the mentally			
28	retarded and developmentally			
29	disabled in Alabama and the			
30	sum of \$459,458 shall be allo-			
31	cated to Camp ASCCA.			
32	(c) Substance Abuse Program .	1,076,369		1,076,369
33	SOURCE OF FUNDS:			
34	(1) ETF-Transfer .....	29,283,144		
35	Total Mental Health and Mental			
36	Retardation, Department of ..	29,283,144		29,283,144
37				
38	<b>27. Nursing, Alabama Board of:</b>			
39	(a) Professional and Occupa-			
40	tional Licensing and Regula-	57,000		57,000

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	tion Program .....		
2	The above appropriation shall		
3	be expended pursuant to the		
4	provisions of the Code of Ala-		
5	bama 1975, Sections 34-21-60		
6	through 34-21-63.		
7	SOURCE OF FUNDS:		
8	(1) ETF .....	57,000	
9	Total Nursing, Alabama Board		
10	of .....	57,000	57,000
11	<b>28. Optometric Scholarship</b>		
12	<b>Awards, Board of:</b>		
13	(a) Support of Other Educa-		
14	tional Activities Program .	166,065	166,065
15	To be expended under the pro-		
16	visions of the Code of Alabama		
17	1975, Sections 34-22-60		
18	through 34-22-65.		
19	SOURCE OF FUNDS:		
20	(1) ETF .....	166,065	
21	Total Optometric Scholarship		
22	Awards, Board of .....	166,065	166,065
23	<b>29. Peace Officers' Standards and</b>		
24	<b>Training Commission, Alabama:</b>		
25	(a) Professional and Occupa-		
26	tional Licensing and Regula-		
27	tion Program .....	301,639	4,500,000
28	(b) Certified Law Enforcement		
29	Academy Program .....	413,852	450,000
30	Of the above appropriation for		
31	the Certified Law Enforcement		
32	Academy Program, \$413,852 of		
33	ETF monies included therein		
34	shall be expended as follows:		
35	Northeast Po-		
36	lice Academy .	107,601	
37	Alabama Peace		
38	Officers' Stan-		
39	dards and		
40	Training Com-		
41	mission Law En-	107,601	

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	forcement Acad-			
2	emy at			
3	Tuscaloosa ...			
4	Southwest Po-			
5	lice Academy .	107,601		
6	Alabama Police			
7	Academy .....	57,940		
8	Montgomery Po-			
9	lice Academy .	33,109		
10	SOURCE OF FUNDS:			
11	(1) ETF .....	715,491		
12	(2) Alabama Peace Officers'			
13	Standards and Training			
14	Fund-as provided in the Code			
15	of Alabama 1975, Sections			
16	36-21-40 through 36-21-51 .		4,950,000	
17	Total Peace Officers' Stan-			
18	dards and Training Commission,			
19	Alabama .....	715,491	4,950,000	5,665,491
20	<b>30. Penny Trust Fund - Buskey</b>			
21	<b>Matching Funds:</b>			
22	(a) Special Services Program,			
23	Estimated .....	380,829		380,829
24	SOURCE OF FUNDS:			
25	(1) ETF-Transfer .....	380,829		
26	Total Penny Trust Fund -			
27	Buskey Matching Funds .....	380,829		380,829
28	In accordance with Sections			
29	41-15A-10 through 41-15A-12,			
30	Code of Alabama 1975.			
31	<b>31. Physical Fitness, State Com-</b>			
32	<b>mission on:</b>			
33	(a) Advisory Services Program	818,138	18,846	836,984
34	SOURCE OF FUNDS:			
35	(1) ETF .....	818,138		
36	(2) Federal and Local Funds .		18,846	
37	Total Physical Fitness, State			
38	Commission on .....	818,138	18,846	836,984



	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	<b>32. Public Health, Department of:</b>		
2	(a) Public Health Services		
3	Program .....	12,198,697	12,198,697
4	Of the above appropriation,		
5	\$12,198,697 shall be expended		
6	for the continuation of the		
7	programs in Public School San-		
8	itation, licensure and certifi-		
9	cation, immunization activi-		
10	ties at the county level, pa-		
11	tient education and child		
12	health, immunization of		
13	pre-school children and stu-		
14	dents, dental health, tubercu-		
15	losis and nursing services,		
16	life skills educational train-		
17	ing in schools, vaccines to		
18	non-VFC-eligible children, and		
19	other public health purposes.		
20	(b) Administration Services		
21	Program .....	1,057,449	1,057,449
22	(c) Continuing Education for		
23	EMT Personnel .....	1,589,979	1,589,979
24	With the above appropriation,		
25	the Department shall offer		
26	performance-based awards to		
27	regional EMS agencies for the		
28	purpose of providing continu-		
29	ing education to EMTs and		
30	strengthening the EMS infra-		
31	structure.		
32	SOURCE OF FUNDS:		
33	(1) ETF .....	14,846,125	
34	Total Public Health, Depart-		
35	ment of .....	14,846,125	14,846,125
36			
37	<b>33. Rehabilitation Services, De-</b>		
38	<b>partment of:</b>		
39	(a) Direct Client Services for		
40	the Handicapped Program ...	36,917,375	115,381,171
41	The proposed spending plan for		
42	the ETF monies included in the		
43	above program is as follows:		

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Homebound ....	4,808,436		
2	Hemophilia ...	1,378,829		
3	Children's Re-			
4	habilitation			
5	Services .....	12,160,252		
6	Of the above appropriation the			
7	agency will pay to each hospi-			
8	tal the standard per diem paid			
9	by the state Medicaid Agency			
10	for services relating to			
11	scoliosis and spina bifida			
12	medical care.			
13	Education of			
14	Dependents of			
15	Blind Parents	11,497		
16	The above appropriation shall			
17	be allocated for reimbursement			
18	to every state institution of			
19	higher learning, college, uni-			
20	versity, community college, or			
21	junior college, in which bene-			
22	fits are given to dependents			
23	of blind parents under the			
24	provisions of Code of Alabama			
25	1975, Sections 16-33-1 through			
26	16-33-12.			
27	Rehabilitation			
28	Services .....	11,115,194		
29	Early Interven-			
30	tion Program .	6,087,447		
31	Respite Related			
32	Services and			
33	Training .....	44,166		
34	Rehabilitation			
35	Projects .....	1,311,554		
36	SOURCE OF FUNDS:			
37	(1) ETF .....	36,917,375		
38	(2) Federal and Local Funds .		113,662,333	
39	(3) Impaired Drivers Trust			
40	Fund .....		1,718,838	
41	Total Rehabilitation Services,			
42	Department of .....	36,917,375	115,381,171	152,298,546

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	The above appropriation to the			
2	Department of Rehabilitation			
3	Services - Rehabilitation Pro-			
4	jects may be used to contract			
5	with providers of cerebral			
6	palsy services.			
7	<b>34. Sickle Cell Oversight and</b>			
8	<b>Regulatory Commission, Ala-</b>			
9	<b>bama:</b>			
10	(a) Support of Other Educa-			
11	tional Activities Program .	1,454,190		1,454,190
12	The above appropriation to the			
13	Alabama Sickle Cell and Regu-			
14	latory Commission shall be			
15	used to fund travel and other			
16	expenses of the Alabama Sickle			
17	Cell Oversight and Regulatory			
18	Commission to fund university			
19	and community-based Sickle			
20	Cell programs.			
21	SOURCE OF FUNDS:			
22	(1) ETF .....	1,454,190		
23	Total Sickle Cell Oversight			
24	and Regulatory Commission,			
25	Alabama .....	1,454,190		1,454,190
26	<b>35. Space Science Exhibit Commis-</b>			
27	<b>sion, Alabama:</b>			
28	(a) Special Services Program	574,159	27,707,000	28,281,159
29	SOURCE OF FUNDS:			
30	(1) ETF .....	574,159		
31	(2) Federal and Local Funds .		27,707,000	
32	Total Space Science Exhibit			
33	Commission, Alabama .....	574,159	27,707,000	28,281,159
34	<b>36. Supercomputer Authority, Ala-</b>			
35	<b>bama:</b>			
36	(a) Information Technology			
37	Services Program .....	5,569,564	3,147,453	8,717,017
38	The above appropriation is to			
39	be expended in accordance with			
40	Sections 41-10-390 through			

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	41-10-406, Code of Alabama			
2	1975.			
3	SOURCE OF FUNDS:			
4	(1) ETF-Transfer .....	5,569,564		
5	(2) Supercomputer Revolving			
6	Fund, Estimated .....		3,147,453	
7	Total Supercomputer Authority,			
8	Alabama .....	5,569,564	3,147,453	8,717,017
9				
10	<b>37. Veterans' Affairs, Department</b>			
11	<b>of:</b>			
12	(a) Administration of Veter-			
13	ans' Affairs Program .....	2,962,372		2,962,372
14	(b) Student Financial Aid Pro-			
15	gram, Estimated .....	18,600,366		18,600,366
16	For reimbursement to every			
17	state institution of higher			
18	learning, college, university,			
19	community college, junior col-			
20	lege or technical college in			
21	which benefits are given to			
22	veterans, their spouses, wid-			
23	ows, or children under the			
24	provisions of Code of Alabama			
25	1975, Sections 31-6-1 through			
26	31-6-17.			
27	SOURCE OF FUNDS:			
28	(1) ETF .....	21,562,738		
29	Total Veterans' Affairs, De-			
30	partment of .....	21,562,738		21,562,738
31	<b>38. Youth Services, Department</b>			
32	<b>of:</b>			
33	(a) Financial Assistance Pro-			
34	gram (School District) ....	7,661,876	1,094,004	8,755,880
35	The above appropriation shall			
36	be expended by the Youth Ser-			
37	vices Department District in a			
38	manner consistent with the			
39	funding formula cooperatively			
40	established by the Youth Ser-			
41	vices Board and the State			

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Board of Education pursuant to			
2	the provisions of the Code of			
3	Alabama 1975, Sections 44-1-70			
4	through 44-1-77.			
5	(b) Youth Services Program ..	49,915,142	14,787,672	64,702,814
6	(c) Capital Outlay Program ..		2,850,000	2,850,000
7	SOURCE OF FUNDS:			
8	(1) ETF .....	57,577,018		
9	(2) Federal and Local Funds .		18,731,676	
10	Total Youth Services, Depart-			
11	ment of .....	57,577,018	18,731,676	76,308,694

12 **3C. Colleges and Universities:**

13 **1. Alabama Agricultural and**  
14 **Mechanical University, Board**  
15 **of Trustees:**

16	(a) Operations and Maintenance			
17	and Program Support .....	38,170,646	45,411,531	83,582,177
18	The above appropriation for			
19	Operations and Maintenance			
20	includes funds for Agricul-			
21	tural Research Station fixed			
22	costs and Extension Service			
23	Urban Affairs &			
24	Non-Traditional Programs pur-			
25	suant to the Knight vs. Ala-			
26	bama Final Settlement Agree-			
27	ment.			
28	(b) Auxiliary Enterprises ...		11,532,127	11,532,127
29	(c) Restricted Funds .....		32,826,419	32,826,419
30	(d) Agricultural Research and			
31	Extension-State Match .....	1,326,383		1,326,383

32 SOURCE OF FUNDS:

33	(1) ETF .....	39,497,029		
34	(2) Federal and Other Funds .		89,770,077	
35	Total Alabama Agricultural and			
36	Mechanical University, Board			
37	of Trustees .....	39,497,029	89,770,077	129,267,106

38 **2. Alabama A and M University,**  
39 **Board of Trustees-Miles Col-**

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	<b>lege Consortium:</b>			
2	(a) Alabama A and M Univer-			
3	sity-Miles College Consor-			
4	tium .....	400,367		400,367
5	SOURCE OF FUNDS:			
6	(1) ETF .....	400,367		
7	Total Alabama A and M Univer-			
8	sity, Board of Trustees-Miles			
9	College Consortium .....	400,367		400,367
10	<b>3. Alabama State University,</b>			
11	<b>Board of Trustees:</b>			
12	(a) Operations and Maintenance			
13	and Program Support .....	40,412,617	50,485,252	90,897,869
14	The above appropriation for			
15	Operations and Maintenance			
16	includes funds for Health In-			
17	formation Management, Occupa-			
18	tional Therapy, Physical Ther-			
19	apy Programs, Title VI Program			
20	Enhancement, and Desegregation			
21	Planning pursuant to the			
22	Knight vs Alabama Final Set-			
23	tlement Agreement.			
24	(b) Auxiliary Enterprises ...		10,049,574	10,049,574
25	(c) Restricted Funds .....		37,708,036	37,708,036
26	SOURCE OF FUNDS:			
27	(1) ETF .....	40,412,617		
28	(2) Federal and Other Funds .		98,242,862	
29	Total Alabama State Univer-			
30	sity, Board of Trustees .....	40,412,617	98,242,862	138,655,479
31	<b>4. Alabama, University of,</b>			
32	<b>Board of Trustees:</b>			
33	(a) Operations and Maintenance			
34	and Program Support for the			
35	University of Alabama at			
36	Tuscaloosa .....	154,949,505	260,950,828	415,900,333
37	The President of the Univer-			
38	sity of Alabama shall imple-			
39	ment a Workforce Development			
40	plan utilizing the existing			

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Minority Technology Network.			
2	(b) Operations and Maintenance			
3	and Program Support for the			
4	University of Alabama at			
5	Birmingham .....	273,818,890	1,416,401,263	1,690,220,153
6				
7	(c) Operations and Maintenance			
8	and Program Support for the			
9	University of Alabama in			
10	Huntsville .....	45,517,326	56,979,282	102,496,608
11	(d) Special Mental Health and			
12	Chauncey Sparks Center for			
13	Developmental and Learning			
14	Disorders, University of			
15	Alabama at Birmingham .....	3,797,132		3,797,132
16				
17	(e) School of Optometry			
18	Fund-Transfer to University			
19	of Alabama at Birmingham			
20	School of Optometry, esti-			
21	mated .....		70,000	70,000
22	(f) Auxiliary Enterprises ...		127,576,454	127,576,454
23	(g) Restricted Funds .....		542,052,843	542,052,843
24	(h) University of Alabama at			
25	Birmingham Cancer Center ..	4,416,609		4,416,609
26	SOURCE OF FUNDS:			
27	(1) ETF .....	482,499,462		
28	(2) Federal and Other Funds .		2,404,030,670	
29	Total Alabama, University of,			
30	Board of Trustees .....	482,499,462	2,404,030,670	2,886,530,132
31	<b>5. Auburn University, Board of</b>			
32	<b>Trustees:</b>			
33	(a) Operations and Maintenance			
34	and Program Support, Auburn			
35	University .....	168,481,473	311,414,390	479,895,863
36	Of the above appropriation,			
37	\$119,248 shall be expended to			
38	provide economic research ser-			
39	vices to the State of Alabama,			
40	Department of Finance.			

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(b) Auxiliary Enterprises ...		100,144,790	100,144,790
2	(c) Restricted Funds .....		157,570,228	157,570,228
3	(d) Operations and Maintenance			
4	and Program Support, Alabama			
5	Agricultural Experiment Sta-			
6	tion .....	31,530,581	5,466,860	36,997,441
7	Of the above appropriation,			
8	\$158,998 shall be expended for			
9	fire ant eradication/research			
10	at the Department of Entomol-			
11	ogy. Of the above appropria-			
12	tion, \$44,166 shall be ex-			
13	pended for poultry research.			
14	(e) Operations and Maintenance			
15	and Program Support, Alabama			
16	Cooperative Extension System			
17	.....	33,873,691		33,873,691
18	(f) Operations and Maintenance			
19	and Program Support, Auburn			
20	University at Montgomery .	24,467,687	26,457,627	50,925,314
21	Of the above appropriation to			
22	Auburn University at Montgom-			
23	ery, \$289,288 shall be ex-			
24	pended for the Statewide Eco-			
25	nomi c Resources Initiative			
26	Education Support			
27	(S.E.R.I.E.S.) Program to pro-			
28	vide a statewide economic im-			
29	pact education support system			
30	dedicated to providing techno-			
31	logical capabilities to gov-			
32	ernment agencies; \$119,248			
33	shall be expended for the fur-			
34	ther implementation of SMART			
35	Governing; and \$119,248 shall			
36	be expended for the GAAT/CPM			
37	Program.			
38	SOURCE OF FUNDS:			
39	(1) ETF .....	258,353,432		
40	(2) Federal and Other Funds .		601,053,895	
41	Total Auburn University, Board			
42	of Trustees .....	258,353,432	601,053,895	859,407,327
43	<b>6. Education, State Board of -</b>			
44	<b>Athens State University:</b>			



		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(a) Operations and Maintenance			
2	and Program Support .....	12,196,238	11,924,482	24,120,720
3				
4	(b) Auxiliary Enterprises ...		83,000	83,000
5	(c) Restricted Funds .....		18,832,344	18,832,344
6	SOURCE OF FUNDS:			
7	(1) ETF .....	12,196,238		
8	(2) Federal and Other Funds .		30,839,826	
9	Total Education, State Board			
10	of - Athens State University	12,196,238	30,839,826	43,036,064
11	<b>7. Jacksonville State Univer-</b>			
12	<b>sity, Board of Trustees:</b>			
13	(a) Operations and Maintenance			
14	and Program Support .....	38,944,954	51,108,828	90,053,782
15	Of the above appropriation,			
16	\$1,324,983 shall be expended			
17	by the Alabama Small Business			
18	Institute of Commerce; and			
19	\$220,830 shall be expended for			
20	the Wellness Initiative.			
21	(b) Auxiliary Enterprises ...		5,507,379	5,507,379
22	(c) Restricted Funds .....		4,231,485	4,231,485
23	SOURCE OF FUNDS:			
24	(1) ETF .....	38,944,954		
25	(2) Federal and Other Funds .		60,847,692	
26	Total Jacksonville State Uni-			
27	versity, Board of Trustees ..	38,944,954	60,847,692	99,792,646
28	<b>8. Montevallo, University of,</b>			
29	<b>Board of Trustees:</b>			
30	(a) Operations and Maintenance			
31	and Program Support .....	19,245,398	20,280,035	39,525,433
32	(b) Auxiliary Enterprises ...		4,486,274	4,486,274
33	(c) Restricted Funds .....		10,618,810	10,618,810
34	SOURCE OF FUNDS:			
35	(1) ETF .....	19,245,398		

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	(2) Federal and Other Funds .		35,385,119	
2	Total Montevallo, University			
3	of, Board of Trustees .....	19,245,398	35,385,119	54,630,517
4	<b>9. North Alabama, University</b>			
5	<b>of, Board of Trustees:</b>			
6	(a) Operations and Maintenance			
7	and Program Support .....	27,154,592	35,979,067	63,133,659
8	(b) Auxiliary Enterprises ...		9,391,399	9,391,399
9	(c) Restricted Funds .....		6,026,000	6,026,000
10	SOURCE OF FUNDS:			
11	(1) ETF .....	27,154,592		
12	(2) Federal and Other Funds .		51,396,466	
13	Total North Alabama, Univer-			
14	sity of, Board of Trustees ..	27,154,592	51,396,466	78,551,058
15	<b>10. South Alabama, University of,</b>			
16	<b>Board of Trustees:</b>			
17	(a) Operations and Maintenance			
18	and Program Support .....	107,637,161	406,528,381	514,165,542
19	(b) Auxiliary Enterprises ...		19,274,116	19,274,116
20	(c) Restricted Funds .....		50,662,500	50,662,500
21	SOURCE OF FUNDS:			
22	(1) ETF .....	107,637,161		
23	(2) Federal and Other Funds .		476,464,997	
24	Total South Alabama, Univer-			
25	sity of, Board of Trustees ..	107,637,161	476,464,997	584,102,158
26	<b>11. Troy University, Board of</b>			
27	<b>Trustees:</b>			
28	(a) Operations and Maintenance			
29	and Program Support .....	48,666,978	166,309,428	214,976,406
30	Of the above appropriation,			
31	\$44,166 shall be expended for			
32	the Interpreter's Program;			
33	\$44,166 shall be expended for			
34	the Center for International			
35	Business and Economic Develop-			
36	ment; and \$44,166 shall be			
37	expended as an additional al-			

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	location for the Phenix City			
2	Campus.			
3	(b) Auxiliary Enterprises ...		14,141,880	14,141,880
4	(c) Restricted Funds .....		13,762,283	13,762,283
5	SOURCE OF FUNDS:			
6	(1) ETF .....	48,666,978		
7	(2) Federal and Other Funds .		194,213,591	
8	Total Troy University, Board			
9	of Trustees .....	48,666,978	194,213,591	242,880,569
10	<b>12. West Alabama, University of,</b>			
11	<b>Board of Trustees:</b>			
12	(a) Operations and Maintenance			
13	and Program Support .....	12,858,055	10,956,263	23,814,318
14	Of the above appropriation,			
15	\$569,743 shall be expended for			
16	the Alabama Medical Education			
17	Consortium.			
18	(b) Auxiliary Enterprises ...		3,789,142	3,789,142
19	(c) Restricted Funds .....		633,139	633,139
20	SOURCE OF FUNDS:			
21	(1) ETF .....	12,858,055		
22	(2) Federal and Local Funds .		15,378,544	
23	Total West Alabama, University			
24	of, Board of Trustees .....	12,858,055	15,378,544	28,236,599
25	<b>3D. Other:</b>			
26	<b>1. Deaf and Blind, Alabama In-</b>			
27	<b>stitute for, Board of Trust-</b>			
28	<b>ees:</b>			
29	(a) Adult Programs .....	9,889,139	7,618,145	17,507,284
30	(b) Children and Youth Pro-			
31	grams .....	27,281,430	4,275,733	31,557,163
32	(c) Industries for the Blind	8,427,063	23,091,833	31,518,896
33	SOURCE OF FUNDS:			
34	(1) ETF .....	45,597,632		
35	(2) Federal and Other Funds .		34,985,711	

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Total Deaf and Blind, Alabama			
2	Institute for, Board of Trust-			
3	ees .....	45,597,632	34,985,711	80,583,343
4	<b>2. Knight v. Alabama - Finan-</b>			
5	<b>cial Obligations:</b>			
6	(a) Support of State Universi-			
7	ties Program, Estimated ...	9,728,571		9,728,571
8	Pursuant to the Settlement			
9	Agreement and Final Order in			
10	the Knight v. Alabama case			
11	CV-83-M-1676, the appropria-			
12	tion above includes the fol-			
13	lowing:			
14	Alabama State			
15	University			
16	-Trust for Edu-			
17	cational Excel-			
18	lence .....	1,000,000		
19	Alabama State			
20	University			
21	-Trust for Edu-			
22	cational Excel-			
23	lence Matching			
24	Funds of up to			
25	.....	1,000,000		
26	To provide up to \$1,000,000 to			
27	the extent same has been			
28	matched by gifts, grants, and			
29	contributions to the Trust.			
30	Alabama A & M			
31	University			
32	-Trust for Edu-			
33	cational Excel-			
34	lence .....	1,000,000		
35	Alabama A & M			
36	University			
37	-Trust for Edu-			
38	cational Excel-			
39	lence Matching			
40	Funds of up to	1,000,000		
41	To provide up to \$1,000,000 to			
42	the extent same has been			
43	matched by gifts, grants, and			
44	contributions to the Trust.			
45	Alabama State			
46	University-for	1,000,000		

		Education Trust Fund	Earmarked Funds	Appropriation To- tal
1	Scholarships to			
2	Diversify Funds			
3	of up to .....			
4	To provide up to \$1,000,000			
5	pursuant to the requirements			
6	of the Settlement Agreement			
7	and Final Order. Any funds			
8	remaining after the payment of			
9	the scholarships shall be			
10	transferred to the Alabama			
11	Commission on Higher Educa-			
12	tion-Alabama Student Assis-			
13	tance Program fund and shall			
14	not revert to the ETF at the			
15	end of the fiscal year.			
16	Alabama A & M			
17	University-for			
18	Scholarships to			
19	Diversify Funds			
20	of up to ..... 1,000,000			
21	To provide up to \$1,000,000			
22	pursuant to the requirements			
23	of the Settlement Agreement			
24	and Final Order. Any funds			
25	remaining after the payment of			
26	the scholarships shall be			
27	transferred to the Alabama			
28	Commission on Higher Educa-			
29	tion-Alabama Student Assis-			
30	tance Program fund and shall			
31	not revert to the ETF at the			
32	end of the fiscal year.			
33	Edd Educational			
34	Leadership,			
35	Policy & Law 2,392,969			
36	Based on funding formula cal-			
37	culations provided by the Ala-			
38	bama Commission on Higher Edu-			
39	cation. This appropriation is			
40	the eighth year of eight years			
41	of funding for this program.			
42	PhD in Microbi-			
43	ology 1,335,602			
44	Based on funding formula cal-			
45	culations provided by the Ala-			
46	bama Commission on Higher Edu-			
47	cation. This appropriation is			
48	the fourth year of eight years			

	Education Trust Fund	Earmarked Funds	Appropriation To- tal
1 of funding for this program.			
2 SOURCE OF FUNDS:			
3 (1) ETF .....	9,728,571		
4 Total Knight v. Alabama - Fi-			
5 nancial Obligations .....	9,728,571		9,728,571
6 To be allocated and expended			
7 in accordance with the Final			
8 Order and Settlement Agreement			
9 in Knight v. Alabama, Civil			
10 Action CV 83-M-1676, 900 F			
11 Supp 272.			

12                   Section 4. In addition to all other appropriations,  
13 there is hereby appropriated \$8,940,252 from the Education  
14 Trust Fund representing the remaining 50% of the interest in-  
15 come accumulated at the rate of 6% from FY 1992 through FY  
16 2002 for the K-12 school systems that did not receive alloca-  
17 tions of interest from their Sixteenth Section Land Grants  
18 held in trust by the State of Alabama, to be conditioned upon  
19 the availability of funds, the recommendation of the Finance  
20 Director, and approval of the Governor. This conditional ap-  
21 propriation is pursuant to the Class Settlement Agreement  
22 signed by the Covington County Circuit Court on December 9,  
23 2004.

	Distribution of
24 School System Name	Interest
25 Autauga County	\$2,152

1	Baldwin County	55,478
2	Barbour County	341
3	Bibb County	13,475
4	Blount County	5,573
5	Calhoun County	567,608
6	Piedmont City	120
7	Cherokee County	35,893
8	Chilton County	19,172
9	Choctaw County	254,676
10	Clarke County	265,845
11	Thomasville City	17,620
12	Clay County	273
13	Cleburne County	1,819
14	Coffee County	15,199
15	Elba City	303
16	Enterprise City	271
17	Colbert County	862,096
18	Muscle Shoals City	58,834
19	Sheffield City	10,699

1	Tuscumbia City	56,553
2	Conecuh County	46
3	Coosa County	7,812
4	Covington County	1,335,886
5	Andalusia City	188,267
6	Opp City	161,250
7	Cullman County	95,546
8	Dale County	1,177
9	Daleville City	892
10	Dallas County	2,471
11	Selma City	1,266
12	DeKalb County	16,101
13	Fort Payne City	1,420
14	Elmore County	19,248
15	Tallassee City	1,156
16	Escambia County	249,835
17	Brewton City	20,523
18	Etowah County	107
19	Gadsden City	29



1	Fayette County	29,036
2	Franklin County	622,371
3	Russellville City	130,179
4	Geneva County	510,370
5	Geneva City	41,626
6	Greene County	258,426
7	Hale County	19,343
8	Henry County	32,646
9	Houston County	107,277
10	Dothan City	649
11	Jackson County	123,983
12	Scottsboro City	2,034
13	Jefferson County	1,320,529
14	Birmingham City	297
15	Lamar County	1,621
16	Lauderdale County	271,761
17	Florence City	18,953
18	Lawrence County	5,169
19	Limestone County	285

1	Athens City	6,630
2	Lowndes County	1,210
3	Macon County	13,766
4	Madison County	61
5	Huntsville City	522
6	Madison City	108
7	Marengo County	113,077
8	Demopolis City	2,559
9	Linden City	36,318
10	Marion County	343,220
11	Winfield City	31,151
12	Marshall County	11,001
13	Guntersville City	102
14	Monroe County	10,760
15	Montgomery County	117
16	Morgan County	603
17	Decatur City	66,869
18	Perry County	2,074
19	Pickens County	1,717

1	Pike County	83
2	Randolph County	6,074
3	Roanoke City	852
4	Russell County	107
5	Phenix City	21
6	Saint Clair County	22,582
7	Pell City	89
8	Shelby County	6,914
9	Sumter County	41,067
10	Talladega County	201
11	Sylacauga City	48
12	Talladega City	28
13	Tallapoosa County	15
14	Tuscaloosa County	10,950
15	Tuscaloosa City	41
16	Walker County	346
17	Washington County	303,595
18	Wilcox County	30,619
19	Winston County	26,025

1           Haleyville City                           5,143

2                       Section 5. In addition to all other appropriations,  
3       there is hereby appropriated from the Education Trust Fund the  
4       following amounts to be conditioned upon the availability of  
5       funds, recommendation of the Director of Finance, and the ap-  
6       proval of the Governor:

7	Entity	Appropriation
	Department of Education-for Ad-	
8	a.       vanced Placement	\$1,240,000
	Department of Education-Teacher Re-	
9	b.       cruitment Incentives	\$2,716,500
	Department of Education-Teacher	
10	c.       Mentoring	\$1,442,500

11                   Section 6. It is the intent that each public  
12       four-year and two-year higher education institution make its  
13       best effort to use the equivalent of ten percent of its  
14       federal work study allocations for the purpose of tutoring and  
15       mentoring students in grades K-12 to better prepare them for  
16       graduation, college entry and retention. Institutions shall  
17       work with their respective governing boards to develop and  
18       implement this effort.

1           Section 7. The appropriations made herein to an  
2           agency or entity are for the valid purposes and/or operation  
3           and maintenance of that agency or entity. There shall be no  
4           pass-through appropriation by that agency or entity at the  
5           direction of any member of the legislative, executive or  
6           judicial branch of government. The director of any agency or  
7           entity that is directed by a member of the legislative,  
8           executive or judicial branch of government to pass-through an  
9           appropriation to another state or non-state entity shall  
10          report such directive to the Chairs of the House Education  
11          Appropriations Committee and the Senate Finance and  
12          Taxation-Education Committee. Nothing in this section is  
13          intended to prohibit a legislator or any other person from  
14          asking for or asking about the status of a project that falls  
15          within the legal purpose or function of that agency.

16          Section 8. In addition to the appropriations herein  
17          made, all gifts, grants, contributions, insurance proceeds or  
18          entitlements, in excess of the amount carried in this act,  
19          including grants by the Congress of the United States,  
20          municipalities or counties, to any department, division,  
21          board, bureau, commission, agency, institution, office or  
22          officer of the State of Alabama are hereby appropriated and,  
23          in the event the same are recurring, are reappropriated to  
24          such department, division, board, bureau, commission, agency,  
25          institution, office or officer to be used only for the purpose  
26          or purposes for which the grant or contribution was or shall  
27          be made. Further, all state, county, municipal and educational

1 entities are authorized to disburse such sums as deemed  
2 necessary by mutual agreement between said entities and the  
3 State of Alabama, Department of Examiners of Public Accounts  
4 to partially defray the cost of auditing services performed by  
5 said agency. All such sums are hereby appropriated and  
6 reappropriated if necessary to the Department of Examiners of  
7 Public Accounts for audit services, to be expended through the  
8 fund established by Section 41-5-24, Code of Alabama 1975.

9           Section 9. The State Superintendent of Education  
10 shall make requisitions to the State Comptroller in favor of  
11 the proper beneficiary in accordance with the law and rules  
12 and regulations governing the expenditure or disbursement of  
13 any and all funds appropriated to the State Department of  
14 Education and/or the State Board of Education in this act,  
15 whereupon the Comptroller shall issue his warrant therefor.  
16 All other appropriations in this act shall be paid after  
17 proper requisitions are made to the State Comptroller in the  
18 manner now provided by law.

19           Section 10. Nothing in this act shall be construed  
20 to affect or repeal any law authorizing or permitting any  
21 college, school or other education or eleemosynary institution  
22 of the State to receive, collect or disburse any fees,  
23 tuitions, charges, sales, endowments, trusts or income  
24 therefrom, which are now or may hereafter be authorized to  
25 receive, collect or disburse. The receiving college, school or  
26 institution shall further maintain separate accounts for such  
27 receipts or shall maintain a system of accounting which will

1 show a cash flow of such receipts received under the provision  
2 of this appropriation.

3 Section 11. The appropriations made herein to the  
4 departments, boards, offices, commissions, and agencies  
5 include the amount necessary and said departments, boards,  
6 offices, commissions, and agencies are hereby directed to make  
7 the transfer of funds to the State Personnel Department in the  
8 amounts enumerated in the general appropriations act for the  
9 fiscal year ending September 30, 2010. All agencies and  
10 institutions enumerated in this act that receive services from  
11 other governmental agencies enumerated in this act or the  
12 general appropriations act shall make full payment in a timely  
13 manner (as determined by the Department of Finance) for such  
14 services.

15 Section 12. All encumbered balances of a previous  
16 fiscal year appropriation other than the exclusions authorized  
17 by the Code of Alabama 1975, Section 41-4-93, shall lapse no  
18 later than September 30 of the fiscal year immediately  
19 following the fiscal year for which the appropriation was made  
20 and shall revert to the credit of the Education Trust Fund or  
21 earmarked fund from which the appropriation or appropriations  
22 were made.

23 Section 13. Upon certification to the Director of  
24 Finance by the State Attorney General that a federal court has  
25 ordered the State of Alabama to pay claims, attorney fees, or  
26 other costs relating to said court order, funds are hereby  
27 appropriated to the affected department, board, bureau, or

1 commission in the amount necessary to satisfy that court  
2 order. Such appropriations are in addition to any other  
3 appropriation heretofore or hereafter made in this  
4 appropriation act. Such appropriations are conditioned upon  
5 the availability of funds and a determination by the Director  
6 of Finance that other current appropriations are not available  
7 for court-ordered payments.

8           Section 14. All state-mandated and state-funded  
9 salary increases and fringe benefits for Child Nutrition  
10 Program workers shall be fully-funded from the Foundation  
11 Program appropriation in this act, and shall therefore be  
12 subsequently fully-funded by all local boards of education  
13 from funds provided in this act from Other Current Expense and  
14 not from funds generated by the Child Nutrition Program unless  
15 the local school system's Child Nutrition Program has in  
16 excess of a three-month operating reserve. Before any funds  
17 may be utilized by the local board of education to pay for  
18 salary or fringe benefits, the State Department of Education  
19 Child Nutrition Program Administrator shall conduct an  
20 analysis of each local board of education's Child Nutrition  
21 Program, and certify that the program meets the three-month  
22 balance as of the end of the previous fiscal year and shall  
23 therefore insure that the use of the funds in excess of a  
24 three-month balance will not be detrimental to the local Child  
25 Nutrition Program. The State Department of Education Child  
26 Nutrition Program Administrator shall certify to the State  
27 Superintendent of Education that funds utilized in excess of a



1 three-month balance as of the end of the previous fiscal year  
2 are in excess of any funds contained in an approved corrective  
3 plan submitted by the local school system's Child Nutrition  
4 Program for expenditures at each applicable school site for  
5 facilities, equipment, personnel, and/or salary schedule  
6 adjustments. It is the intent that no employee shall suffer a  
7 reduction of hours, benefits, compensation, or termination of  
8 employment and that no local Child Nutrition Program services  
9 shall be contracted out as a result of this section. It is  
10 further the intent of the Legislature that the State  
11 Department of Education shall help to develop a plan to  
12 eliminate any financial deficiencies that may arise in a local  
13 Child Nutrition Program as a result of this section, and that  
14 disputes which may arise regarding corrective action plans are  
15 to be resolved by the State Department of Education  
16 consolidated monitoring teams. The State Department of  
17 Education shall give an annual report to the Legislature, the  
18 Chair of the House Education Appropriations Committee, the  
19 Chair of the Senate Finance and Taxation-Education Committee,  
20 and the Legislative Fiscal Officer one month prior to each  
21 regular session of the Legislature on the impact of this  
22 section on the local Child Nutrition Programs.

23 Section 15. For FY 2010, local boards of education  
24 may exercise flexibility among line item expenditures, with  
25 the exception of the \$400 per unit earned in the Foundation  
26 Program for classroom instructional support, not to exceed 20%  
27 in any line item and not to create a reduction of earned

1 teacher units and/or local board of education support  
2 personnel.

3 Section 16. No funds provided herein for the public  
4 schools shall be used for the payment of any salaries of  
5 personnel which are not under the direct control, employment,  
6 and supervision of local boards of education; provided,  
7 however, that this section shall not apply to the  
8 construction, renovation, or major repair of buildings or  
9 other capital improvements which are beyond the capacity of  
10 regular employees to perform.

11 Section 17. No merit pay increases shall be paid to  
12 employees for the period October 1, 2009 through December 31,  
13 2009 (corresponding to raise effective dates through December  
14 31, 2009) so that the merit raise freeze mandated by the  
15 Governor in December 2008 will be implemented for a full 12  
16 months. This will assure fair and equitable treatment for all  
17 employees, regardless of their anniversary date. The term  
18 "merit pay increase" shall not include the normal salary  
19 increase upon promotion to a higher class (promotional raise)  
20 nor the salary increase typically granted upon the employee  
21 successfully completing the probationary or working test  
22 period (probationary raise).

23 Section 18. Any amounts that may become due and  
24 payable of Public School and College Authority Swaptions are  
25 hereby authorized to be paid in the same manner as other debt  
26 service on Public School and College Authority bonds.

1           Section 19. Notwithstanding any other provisions of  
2       this act or any other act, any amount from appropriations for  
3       the fiscal year ending September 30, 2009 to the various state  
4       agencies and institutions in this act which are unexpended and  
5       reverted on September 30, 2009 are hereby conditionally  
6       reappropriated to the respective offices for the fiscal year  
7       beginning October 1, 2009. These conditional appropriations  
8       are conditioned upon the availability of funds, and shall  
9       remain in the funds until a demonstrated need is determined  
10      and recommended by the Director of Finance and approved by the  
11      Governor.

12           Section 20. In addition to all other appropriations  
13      in this act, there is hereby conditionally appropriated any  
14      federal funds received in FY 2010 as a result of enactment of  
15      federal economic stimulus legislation. This conditional  
16      appropriation is conditioned upon receipt of additional  
17      federal funds, recommendation of the Director of Finance and  
18      approval of the Governor. Such funds shall be expended only  
19      for the purposes for which such funds are made available. The  
20      affected agencies and/or institutions are hereby directed to  
21      submit Operations Plans and/or Operation Plan revisions in  
22      accordance with the provisions of the Budget Management Act.  
23      These Operation Plans and/or Operation Plan revisions shall be  
24      developed to reduce the agencies'/institutions' reliance on  
25      State General Fund or Education Trust Fund, while preserving  
26      the total funding level anticipated within the FY 2010  
27      Appropriation Acts and any subsequent amendments thereto; The

1 affected agencies/institutions shall adhere to all provisions  
2 and provide all information and reports requested or required  
3 as a result of the federal legislation.

4 Section 21. If federal legislation is enacted before  
5 September 30, 2009 that increases the state's federal medical  
6 assistance percentage (FMAP), any state department that  
7 realizes any savings in state funding shall be required to  
8 submit a modification to its FY 2010 Operations Plan. This  
9 modification shall reflect a transfer of the total of any  
10 savings into object of expenditure item 1800.

11 Section 22. If any section, paragraph, sentence,  
12 clause, provision or portion of this act or all or any portion  
13 of the appropriations herein made is held unconstitutional or  
14 invalid, it shall not affect any other section, paragraph,  
15 sentence, clause, provision or portion of this act or any  
16 other appropriation or appropriations or portion thereof  
17 hereby made not in and of itself unconstitutional or invalid.

18 Section 23. All laws or parts of laws, general,  
19 special, private or local in conflict with or inconsistent  
20 with the provisions of this act are hereby expressly repealed.

21 Section 24. This act shall become effective on  
22 October 1, 2009.